

FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

JOHN DOE I, individually & as
Administrator of the Estate of his
deceased child Baby Doe I, & on
behalf of all others similarly
situated; JANE DOE I, on behalf of
herself, as Adminstratrix of the
Estate of her deceased child Baby
Doe I, & on behalf of all others
similarly situated; JOHN DOE II;
JOHN DOE III; JOHN DOE IV; JOHN
DOE V; JANE DOE II; JANE DOE III;
JOHN DOE VI; JOHN DOE VII; JOHN
DOE VIII; JOHN DOE IX; JOHN DOE
X; JOHN DOE XI, on behalf of
themselves & all others similarly
situated & Louisa Benson on
behalf of herself & the general
public,

Plaintiffs-Appellants,

v.

UNOCAL CORPORATION, a California
Corporation; TOTAL S.A., a
Foreign Corporation; JOHN IMLE,
an individual; ROGER C. BEACH, an
individual,

Defendants-Appellees.

Nos. 00-56603
00-57197

D.C. No.
CV-96-06959-
RSWL

JOHN ROE III; JOHN ROE VII; JOHN
ROE VIII; JOHN ROE X,

Plaintiffs-Appellants,

v.

UNOCAL CORPORATION; UNION OIL
COMPANY OF CALIFORNIA,

Defendants-Appellees.

Nos. 00-56628
00-57195

D.C. No.
CV-96-06112-
RSWL
ORDER

Filed February 14, 2003

Before: Mary M. Schroeder, Chief Judge.

ORDER

Upon the vote of a majority of nonrecused regular active judges of this court,¹ it is ordered that this case be reheard by the en banc court pursuant to Circuit Rule 35-3. The three-judge panel opinion shall not be cited as precedent by or to this court or any district court of the Ninth Circuit, except to the extent adopted by the en banc court.

¹Judges Wardlaw, Paez and Berzon were recused.

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